IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO. 1625 OF 2004

Shri. Raju Raghunath Lohot ...Petitioner

V/s.

The State of Maharashtra & Ors. ...Respondents

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Ms. Smita R. Kadu, Adv. for the petitioner

Ms. A.S. Pai, A.P.P. for the State.

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CORAM: H.L. GOKHALE AND
SMT. V.K. TAHILRAMANI, JJ.

DATE : 16TH AUGUST, 2004

P.C..

1. Heard Ms. Kadu for the petitioner. Ms. Pai appears for the State.

2. The petitioner wants to be released on furlough. He had offered the surety of his own uncle by name Namdeo Bapu Bhanusdhare. It is stated that the uncle of the petitioner is running his own truck business and is permanently residing at flat No. 5326, S.R.P. Jagtap Chowk, Vikas Nagar, Wanori, Pune-6. The officer concerned from the jail has rejected the surety on the ground that it does not appear to be a proper and competent one. We do not see any reason as to why this person should be found not proper or competent. Accordingly, we allow this petition and set aside

the order passed on 18.6.2004 and direct the respondent to accept the surety of Namdeo Bapu Bhanusdhare and release the petitioner on furlough.

3. The writ petition is allowed in the above terms and disposed of accordingly.

4. Authenticated copy of this order be made available to the parties.